

Docket No. 23679-7005

**Certificate of Mailing/Transmission (37 C.F.R. § 1.8(a)):**

[ ] Pursuant to 37 C.F.R. § 1.8, I hereby certify that this paper and all enclosures are being deposited with the United States Postal Service as first class mail on the date indicated below in an envelope addressed to the Assistant Commissioner for Patents, Washington D.C. 20231.

[X] Pursuant to 37 C.F.R. § 1.6(d), I hereby certify that this paper and all enclosures are being sent via facsimile on the date indicated below to the attention of John Gillon, Esq. USPTO, at Facsimile No. (703) 308-6916 on February 11, 2002.

Dated: 2-11-02Name of Person Certifying: Pam Pascual

Printed Name: Pam Pascual

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Mark Siegel, et al.

Assignee:

Filing Date: November 19, 2001

Examiner: Not Assigned

Serial No.: 10/042,844

Group Art Unit: Unknown

Title: **ELECTRONIC GAMING DEVICE USING CODED INPUT DATA**

Commissioner for Patents  
Washington, D.C. 20231

**DECLARATION UNDER 37 C.F.R. § 1.10 AND § 1.53**

I, Roger S. Sampson, declares:

1. I am an attorney admitted to practice in the State of California and before the United States Patent and Trademark Office, and a member of the firm of McCutchen, Doyle, Brown & Enersen.
2. On November 19, 2001 I attempted to file a patent application entitled "Electronic Gaming Device Using Coded Input Data" by Express Mail No. EL 710238859 US. A copy of the United States Post Office, Express Mail Receipt is attached hereto as Exhibit A.
3. On November 21, 2001, Express Mail package EL 710238859 US was returned from the United Post Office due to the temporary suspension of Express Mail service to ZIP codes 202 through 205. A copy of the United States Post Office notice of return is attached as Exhibit B.
4. On November 26, 2001, a Statement Regarding the Return of an Application filed via Express Mail and requesting a filing date of November 19, 2001 was filed with the U.S. Patent Office. A copy of the Statement as filed is attached hereto as Exhibit C.
5. We have now received our return postcard, (Exhibit D) from the United States Patent and Trademark Office indicating an incorrect filing date of January 11, 2002.

AUG. 1. 2002 4:06PM

NGHAM MCCUTCHEN - SF

NO. 7166 P. 5

**D cket No. 23679-7005**

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that I executed this declaration in San Francisco on February 11, 2002.

DATE: Feb. 11, 2002

By: Roger S. Sampson  
Roger S. Sampson  
Registration No.: 44,314

McCutchen, Doyle, Brown & Enersen, LLP  
Three Embarcadero Center  
San Francisco, California 94111  
Telephone: (415) 393-2000  
Telefax: (415) 393-2286

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Mark Siegel, et al.

Application No.: Not Yet Assigned

Filed: November 19, 2001

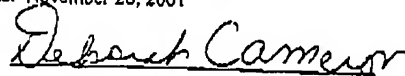
For: **ELECTRONIC GAMING  
DEVICE USING CODED INPUT  
DATA**

Examiner: TBD

Art Unit: TBD

Pursuant to 37 CFR §1.10, I hereby certify that this paper is being deposited with the United States Postal Service as first class mail on the date indicated below addressed to: BOX FILING DATE, Assistant Commissioner for Patents, Washington, DC 20231  
Date: November 26, 2001

By:



Deborah Cameron

**STATEMENT REGARDING THE  
RETURN OF AN APPLICATION  
FILED VIA EXPRESS MAIL**

## BOX FILING DATE

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

On November 19, 2001, I attempted to file the attached patent application by depositing the application with the United States Postal Service ("USPS") by Express Mail. As indicated on the attached application transmittal form, the Express Mail label number was EL710238859US. USPS refused to accept the correspondence. On November 21, 2001, the Express Mail package enclosing the application was returned by the USPS. The returned package included a notice affixed to the package indicating that Express Mail service to certain Washington, D.C. ZIP codes has been temporarily suspended. Please let your records indicate the filing date of November 19, 2001 for the attached application. Thank you.

Date: November 26, 2001

Respectfully submitted,

McCutchen, Doyle, Brown &amp; Enersen, LLP

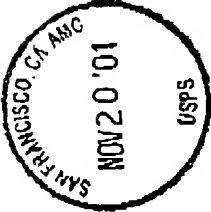
By:



Deborah Cameron

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EXHIBIT C

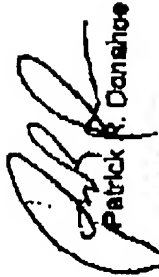


VICE PRESIDENTS, AREA OPERATIONS  
MANAGER, CAPITAL METRO OPERATIONS

SUBJECT: Temporary Suspension of Express Mail Service to  
Washington, D.C. ZIP Codes 202 through 205

Due to current operating conditions and government security measures, Express Mail products destined for federal government agencies in Washington, D.C. (ZIP Codes 202 through 205), are experiencing significant delays. Therefore, effective immediately Express Mail service to Washington, D.C., ZIP Codes 202 through 205, is temporarily suspended. The sales of this service is to be discontinued at all retail locations, including Contract Postal Units (CPUs). Customers should be advised either to use First-Class Mail for mail destined for these ZIP Codes or wait to send items until this temporary suspension is lifted.

Business customers will be advised of this suspension through the Business Service Network. You will be advised when this suspension is lifted. If you have questions or need additional information, please contact Henry Parkey at (202) 268-5394.

  
Patrick R. Danahoe

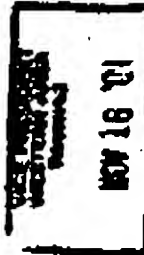


EXHIBIT B

Express EL710238859US

Serial/Patent No.:

Filing/Issue Date: November 19, 2001

Client: Radica

Title: Electronic Gaming Device Using Coded Input Data

New NonProvisional Patent Application

Docket No.: 23679-7005

Atty/Secty Initials: RSS/dcameron

Date Mailed: November 19, 2001

Docket Due Date: n/a

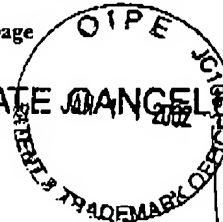
The Following Was Received In The U.S. Patent And Trademark Office On The Date Stamped:

Transmittal Sheet with fee in duplicate  
patent applications with claims and abstract and title page

Executed declaration

Executed Assignment and Assignment Transmittal

MAIL DATE CANCELLED



jc826 U.S. PTO

10/042844



01/11/02

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EXHIBIT D